

FILED
2010 OCT 12 PM 3:51
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND

Case No. 10-3934

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

ORDER

*1:08cv236
DAP*

JAMES GEMELAS

Plaintiff

and

JAMES WILSON

Appellant

v.

THE DANNON COMPANY, INC.

Defendant - Appellee

Upon consideration of the stipulation of the parties to voluntarily dismiss the appeal herein pursuant to Rule 42(b), Federal Rules of Appellate Procedure,

It is **ORDERED** that the motion is **GRANTED** and the appeal is dismissed.

**ENTERED PURSUANT TO RULE 45(a),
RULES OF THE SIXTH CIRCUIT**

Leonard Green, Clerk

Leonard Green

Issued: October 12, 2010